IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE B.PRAKASH RAO**

**WRIT PETITION NO : 16275 &16280 OF 2003**

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**WRIT PETITION NO.16275 OF 2003**

Between:

Satya Lakshmi School of Nursing, Hyderabad,

Reptd., by K.Pratima, w/o Ramachandraiah
R/o New Maruthinagar, Kothapet., Hyderabad.

**..... PETITIONER**

AND

1 State of A.P.., reptd., by its Principal

Secretary, Health, Family Welfare, Govt., of A.P.,
Secretariat Buildings., Hyderabad.
2 Director of Medical Education-cum- Chairman,

Board of Nurses Examination, Government of

Andhra Pradesh, Sultan Bazar, Hyderabad.
3 Medical Superintendent, Gandhi Hospital, Secunderabad.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court

may be pleased to issue Writ of Mandamus or any other appropriate Writ, Order or Direction, declaring the action of the respondents in not issuing the hall-tickets for the student-K.Anasuya of the petitioner Nursing School (Satya Lakshmi School of Nursing) as illegal, arbitrary and contrary to the Indian Nursing Council Regulations and for a consequential direction, directing the respondents to issue Hall Ticket to the students aforementioned, to appear for the examinations commencing from 5-8-2003.

**Counsel for the Petitioner: MR.M.LAKSHMANA SARMA**

**Counsel for the Respondents: GP FOR MEDICAL, HEALTH & FAMILY WELFARE**

**AND**

**WRIT PETITION NO : 16280 of 2003**

Between:

Sri Jaswanth School of Nursing, Reptd., by Principal,

Mrs. Mary Sukumari Samuel,W/o. Samuel,

R/o. New Maruthinagar, Kothapeta,
Hyderabad.

**..... PETITIONER**

AND

1 State of Andhra Pradesh, reptd., by Principal

Secretary, Health, Family Welfare,
Government of A.P., Secretariat Buildings, Hyderabad.

2 Director of Medical Education-cum- Chairman,

Board of Nurses Examination, Government of A.P.,

Sultan Bazar, Hyderabad.

3 Medical Superintendent, Osmania General Hospital,
Hyderabad.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate writ, order or direction, declaring the action of the respondents in not issuing hall-tickets for the two students-K.Kavitha and J.Ratnakuumari of the Petitioner-Nursing School (Jaswanth Nursing School, Hyderabad) as illegal, arbitrary, and contrary to Indian Nursing Council Regulations and for a consequential direction, directing the respondents to issue hall-tickets to the said students to appear for the examinations commencing from 5.8.2003.

**Counsel for the Petitioner: MR.M.LAKSHMANA SARMA**

**Counsel for the Respondents: GP FOR MEDICAL, HEALTH & FAMILY WELFARE**

**The Court made the following:**

COMMON ORDER**:**

Heard both sides and at their request, the writ petitions itself are taken up for disposal at the interlocutory stage.

In these two writ petitions, the students of the petitioner-School of Nursing, represented by its Principal, approached this Court, *inter alia*, aggrieved by the action of the respondents herein in not considering their case in proper perspective and not permitting them to appear for the Nursing Examination and consequently, they sought for issuing direction to the respondents herein to issue hall-tickets to them to appear for the examinations commencing from 05.08.2003.

This Court already granted interim direction to the petitioners on 04.08.2003 to appear for the said examination. It is now represented that on passing of the interim directions by this Court, the two petitioners have appeared for the examination.

Learned counsel appearing for the petitioners submits that in similar circumstances this Court already allowed similar such

requests in W.P.No.1657 of 2003, dated 29.01.2003, and W.P.Nos.14093 and batch, dated 25.07.2003.

Having considered the submissions made by both the learned counsel and especially, having regard to the fact that similar requests have already been conceded to by this Court and the petitioners have appeared for the examination, I think that there is no impediment in allowing this writ petition.

Accordingly, the writ petitions are allowed. The respondents are directed to declare the results of the said examination. No costs.

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B.PRAKASH RAO, J

30.08.2004

DR

That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Devinder Gupta, the Chief Justice on this Monday, the thirtieth day of August, Two thousand and four.

To

1 The Principal Secretary, State of Andhra Pradesh,

Health, Family Welfare, Govt., of A.P.,
Secretariat Buildings., Hyderabad.

2 Director of Medical Education-cum- Chairman,

Board of Nurses Examination, Government of

Andhra Pradesh, Sultan Bazar, Hyderabad.

3 Medical Superintendent, Gandhi Hospital, Secunderabad.

4 Medical Superintendent, Osmania General Hospital, Hyderabad.

5 Two CCs to Government Pleader for Medical, Health

and Family Welfare, High Court Buildings, Hyderabad. (OUT)

6 Two CD copies.